BILL NO. G-74-11-42

GENERAL ORDINANCE NO. G- 35-74

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley in the City of Fort Wayne, Indiana

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT

SECTION 1. Petition for the vacation of a certain alley having been filed with the Fort Wayne City Plan Commission and resolution having been duly adopted by the Fort Wayne City Plan Commission on September 23, 1974 following a public hearing thereon, all in accordance with Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

The public rights-of-way described as Meridian Street and South Park Road on the Plat of North Park Addition, Section "A"

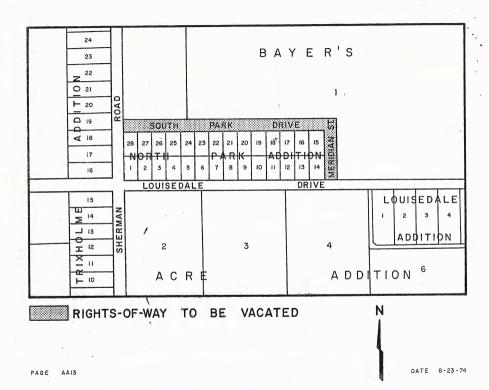
SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Stuckel

APPROVED AS TO FORM AND LEGALITY

Read the first time in full and on motion by, sec	onded by
Tracio, and duly adopted, read the second time by title and	referred
to the Committee on Algulation (and the City Pl	an
Commission for recommendation) and Public Hearing to be held after due le	gal notice,
at the Council Chambers, City-County Building, Fort Wayne, Indiana, on	
theday of, 197, at	
o'clock P.M., E.S.T.	, ,
Date: 1/26/74 Mulle, CO	sterman
Read the third time in full and on motion by	
seconded by Anga, and duly adopted, placed on i	÷
Passed (IOST) by the following vote:	us passage.
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	-
HINGA	_
KRAUS	-
MOSES	-
NUCKOLS	<del>-</del>
SCHMIDT, D.	
SCHMIDT, V.	- :
STIER	- ;
DATE: (2/10/24 elimbral Alle	A form
DATE: (7/18/54 AMMALAW)	· MYVILL COL
Passed and adopted by the Common Council of the City of Fort Wayne,	Indiana,
as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance	
(Resolution) No. 12-35-74, on the 10th day of Western	des, 197 /
ATTEST: (SEAL) Samuel & Ta	larico
CITY CLERK PRESIDENC OFFICE	CER
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on	
day of MeCantel , 197 / , at the hour of //	
4 M.,E.S.T.	
Alu teldusti	Milou .
CITY CLERK	. /
Approved and signed by me this // Mday of December	, 1974,
at the hour of 3.0 o'clock M.,E.S.T	,
MAYOR	/





#### COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the City of Fort Wayne City-County Building One Main Street Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

The public rights-of-way described as Meridian Street and South Park Road on the Plat of North Park Addition. Section "A".

which was approved by the City Plan Commission at its regular meeting held September 23, 1974.

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this 24th day of September, 1974.

Thomas J. Offerle

Secretary

## RESOLUTION

WHEREAS, RALPH C. BAYER and DOROTHEA C. HARPER have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described public rights-of-way in Allen County, Indiana, to-wit:

The public rights-of-way described as Meridian Street and South Park Road on the Plat of North Park Addition, Section "A", an Addition to the City of Fort Wayne, Allen County, Indiana;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns' Indiana Statutes Annotated 1964 Replacement, Section 54-744); and;

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on the \_\_\_23rd\_ day of September, 1974, at \_\_\_7:30\_\_o'clock\_\_\_p.\_\_m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public rights-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public rights-of-way hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan

Commission that the vacation of said public rights-of-way hereinbefore described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne

City Plan Commission be forwarded to the proper governing body having
jurisdiction of the vacation of said public rights-ofway hereinbefore described,
and other public ways in the City of Fort Wayne, Allen County, Indiana.

STATE OF INDIANA )
COUNTY OF ALLEN )

I,	President of the Fort
Wayne City Plan Commission,	, do hereby certify that attached hereto is a
full, true and correct copy of	a Resolution adopted by the Fort Wayne City
Plan Commission following a	public hearing of said Commission held on
September 23 , 1974, a	to'clockP. M., and as the same
appears of record in the offici	ial records of said Plan Commission.
Dated this	day of September, 1974.

President
Fort Wayne City Plan Commission

### TO: FORT WAYNE CITY PLAN COMMISSION

# PETITION TO VACATE MERIDIAN STREET AND SOUTH PARK ROAD

COME NOW owners of the real estate abutting the hereinafter described public rights-of-way, and petition for the vacation of same, and allege and say:

- 1. That North Park Addition, Section "A", was duly recorded in the Office of the Recorder of Allen County, Indiana, in Plat Record 18, page 49; that included in said plat were Meridian Street and South Park Road, which, at said time, were intended to serve part of the platted lots and the undeveloped ground to the South and East.
- That the plans for the use of the adjacent land to the South and East have now been changed, and that as a result, Meridian Street and South Park Road are no longer needed nor necessary.
  - 3. That Meridian Street and South Park Road, described as:

The public rights-of-way included within the Plat of North Park Addition, Section "A", an Addition to the City of Fort Wayne,

have never been improved nor used.

4. That the public rights-of-way above described are not needed, and the vacation of public rightsof way hereinbefore described conforms to the general plan and pattern of development set out in the master plan of the City of Fort Wayne, Indiana.

WHEREFORE, your petitioners pray and ask this Commission to adopt a resolution authorizing the vacation of said public rights-of-way.

Dated this / 2th day of August, 1974.

(Ralph C. Bayer)

(Dorothea C. Harper)

HOFFMAN, MOPPERT, SOLOMON, MILLER & THOMPSON, ATTORNEYS, FORT WAYNE, INDIANA

Number assigned by Dave Keller's Office: # 3506

TITLE OF ORDINANCES	treet Vacation ordinance	2-74-11-42
DEPARTMENT REQUESTING OR	Department of C	Community Development and sion of tong Range Planning
	and Zoning (CIII	PLAN COMMISSION)
SYNOPSIS OF ORDINANCE		,
Preparation of a streets va	cation ordinance petition,	initiated by property
owners to vacate the follow	ing described streets:	
The Public rights-of-way de	scribed as Meridian Street	and South Park Road
on the Plat of North Park A	ddition, Section "A".	
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EFFECT OF PASSAGE Streets a	are unimproved and are not	necessary to serve the
platted lots and the undeve	aloped ground to the South	and East. If vacated,
they would be utilized by	abutting property owners.	
EFFECT OF NON-PASSAGE_St	reets would remain open.	
		·
MONEY INVOLVED (Direct Costs, E	Expenditures, Savings)	none
ASSIGNED TO COMMITTEE (J. 1	V.) Regulation	n



#### CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN CITY CLERK

December 12, 1974

Miss Helen Libbing Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of December 16 and December 23, 1974, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of Fort Wayne, Indiana: Bill No. G-35-74 General Ord. No. G-74-11-42 Street Vacation Ordinance

> Bill No. G-36-74 General Ord. No. G-74-11-43 Alley vacation Ordinance

Bill No. X-05-74 Annexation Ord. X-74-11-60 Amending Annexation Ord. No. X-03-74

Please send us five (5) copies of the Publisher's Affidavit, from each newspaper.

Thank you.

Charles W. Westerman City Clerk

CWW/ne ENCL: 3

Form Prescribed by State Board of Accounts	General Form No. 99 P (Rev 196
Fort Wayne Common Council	ToD
Allen County, Ind.	FORT WAYNE, INDIANA
PUBLISHE	ER'S CLAIM
LINE COUNT	
Display Matter (Must not exceed two actual lines,	neither of which shall total more
Display Matter (Must not exceed two actual lines, than four solid lines of the type in which the — number of equivalent lines	body of the advertisement is set)
Head number of lines	\
Body number of lines	94
Tail number of lines	2
Total number of lines in notice	96
COMPUTION OF CHARGES	
96 lines, 1 columns wide equals 96	equivalent lines at \$288¢ 27.65
Additional charge to: notices containing rule on tab	5
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S. Nine — Burns, Hingo, Krous, Nuckols, D. Schmidt, V. Schmidt, Talarica.	NEWS_SENTINEL
CHARLES W. WESTERMAN, a	1LI
EST: (SEAL) in state and county aforesaid	he city of FORT WAYNE, INDIANA  d. and that the printed matter attached hereto is a true copy, which was duly
Charles W. Westerman, City Clerk.  Published in said paper for.  Responding to the Mayor of the City  Wayne, Indiana, on the 11th day of the City  E.S. 73, of the hour of 11:00 of look  E.S. 73.	two
oved and signed by me this 11th day	714
Ivon A, Lebemott, Mayor, parles W. Westermon, Cleft, of the Fort Wayne, Indiana, do hereby cer- at the above and foregoing is, of uit,	
nd complete copy of General ordi- No. G-35-74 passed by the Common i on the 10th day of December, 1974, of said Ordinance was day's signed	ore me this 24th day December 19,74
proved by the Mayor on the 11th day ember; 1751 and now remains on tille record in my office.  MESS my hand, and the official seal City of Fort Wayne, indiano, this yo foeember; 1751.	Notar Public
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Notice is hereby given that on day of December, 1974, the Comm cil of the City of Fort Wayne, Ind Regular Session did pass the folio No. G-74-11-47, G-35-74 Gener	the 10th	ublication (50 cents fo	or each proof in exc	ess of two)		1.50
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BILL NO. G-74-11-42						
AN OROINANCE amending C Ordinance No. G-97 by authoriz vacation of a certain alley in the Fort Wayne, Indiana.	ing the					
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Read the third time in full and on by Nuckols, seconded by Hings, a doppted, placed on its passage. PAS the following vote: passage. PAS the following vote: passage. PAS: Nine — Burns, Hinga, Moses, Nuckols, D. Schmidt, V. Scher, Tdarico. Nays: None. Ode: 12-10-6/4	nd duly ISED by	a DAILY	URNAL-GAZETTE	aper of general circul	letter printed and	
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Odle: 12-10-74, CHARLES W. WESTER	MAN, ENT HERE	in state and county	v aforesaid, and that	the printed matter at	tached hereto is a	true copy,
Passed and adopted by the Council of the City of Fort Wayne, I as General Ordinance No. G-35-74	ommon ndiana,			for 2 time s , th	ne dates of publica	tion being
10th day of Occember, 1974. ATTEST: (SEAL) Samuel J. Talarico, Presidina	Officer	12/16	5-23/74			
Presented by me to the Mayor of to Fort Wayne, Indiana, on the 11th	Clerk. he City day of	48 18		0,	7	101
A.M., E.S.T. Charles W. Westerman, Cit Approved and slaned by me this	o'clock y Clerk	Subscribed and sw	orn to before me th	is 24th day of	December	
of December, 1974, at the hour o'clock P.M., E.S.T. Ivan A. Lebamoff,	of 3:00 Mayor.			Notar	y Public den	de
City of Fort Wayne, Indiana, do here tify that the above and foregoing is true and complete cony, of	of the by cer- a full,	My commission ex	pires October	25, 1975		
nance No. G-35-74 passed by the C Council on the 10th day of Decembe and that said Ordinance was duly	ommon r, 1974, signad	Salle Strate				
of December, 1974 and now remains and on record in my office.	on file					
Mosels, Nucleals, D. Schmidt, V.S., Mosels, Nucleals, D. Schmidt, V.S., Morels, Nurs. Nurs. Online: 1-26-04. Medical Part Mosels, Person on the 1-26-04. Medical Part Mosels, Person on the 1-26-04. Medical Part Mosels, Person of the 1-26-04. M	of Seal a, this					

CHARLES W. WESTERMAN, City Clerk.

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